

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

S.M., by and through his parents,	:	
Michael C. and Danielle C.,	:	
Plaintiffs,	:	
	:	CIVIL ACTION
	:	No. 21-4266
v.	:	
	:	
CHICHESTER SCHOOL	:	
DISTRICT,	:	
Defendant.	:	

**ORDER**

**AND NOW**, this 24th day of March, 2022, it is **ORDERED** that S.M.'s Motion for a Preliminary Injunction (ECF No. 10) is **GRANTED**. It is further **ORDERED** that Defendant Chichester School District's Motion to Dismiss Plaintiff's Complaint (ECF No. 4) is **DENIED**.

Chichester School District is **ORDERED** to make all necessary referrals for residential educational placement for purposes of S.M.'s FAPE, in full consultation with parents; make all necessary arrangements to secure such placement and authorize the necessary funding; and plan for and execute a reasonable and appropriate plan for transitioning S.M. from the RTF where he currently resides, to the residential educational placement the parties mutually select, as soon as practicably possible.

s/ANITA B. BRODY, J.  
ANITA B. BRODY, J.